

April 19, 2007



Marlene H. Dortch  
Secretary  
Federal Communications Commission  
TW-A325  
445 Twelfth Street, SW  
Washington, DC 20554

Re: *Notice of Ex parte* presentation in WT Docket No. 06-150

Dear Ms. Dortch:

On April 18, 2007, Harold Feld of Media Access Project and Gregory Rose, an economist consulting for Media Access, spoke with Michelle Connolly, Chief Economist, and Evan Kwerel of OSPP with regard to the above captioned matter.

The parties discussed the attached analysis of the AWS-1 auction prepared by Dr. Gregory Rose. As demonstrated by the report, the open auction structure permitted incumbents to engage in retaliatory bidding, thus suppressing the price paid for licenses and significantly reducing the revenue obtained. In addition, incumbents clearly and demonstrably engaged in blocking strategies to deny a national footprint to DBS Wireless, the Dolan Family, and other potentially disruptive new entrants. T-Mobile's continued efforts to block MetroPCS also resulted in MetroPCS paying a significant premium for key licenses (although this does not eliminate the overall reduction in revenue through retaliatory bidding and elimination of potential new entrants).

Further, although by no means conclusive, the unusually high number of bidders that either did not bid, bid only once (and won no licenses), or bid only twice (and won no licenses), strongly suggests that they were encouraged to enter the auction solely for the purpose meeting the initial eligibility threshold. In addition, while merely circumstantial, the consistent pattern of blocking with regard to licenses sought by DBS wireless suggests that actual collusion, not merely tacit collusion, may have taken place.

In accordance with Section 1.1206(b) of the Commission's Rules, 47 C.F.R. § 1.1206, this letter is being filed with your office.

Respectfully Submitted,

Harold Feld  
Senior Vice President

cc:

Even Kwerel

Michelle Connolly